

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

PHILIP MORRIS USA, INC.

against

A & V MINIMARKET, INC., ET AL

ATTORNEY/CLIENT: CULLEN & DYKMAN, ESQS  
FILE #  
INDEX # 07- CIV 8359  
DATE INDEX # PURCHASED:  
DATE AFFIDAVIT FILED:

State of New York, County of Suffolk

AFFIDAVIT OF SERVICE

I, BETHEL DEBNAM being duly sworn according to law upon my oath, depose and say, that deponent is not a party to this action, is over 18 years of age and resides in BRENTWOOD, NY.

That on October 1, 2007 at 8:20 PM, deponent served the within named CIVIL COVER SHEET, SUMMONS & COMPLAINT, 7-1 STATEMENT & REPORT ON THE FILINGS OR DETERMINATION OF AN ACTION REGARDING PATENT OR TRADEMARK upon 315 GROCERY CORP., A NEW YORK CORPORATION DOING BUSINESS AS 315 GROCERY & CANDY, therein named. Said service was effected at 315 E. 194TH ST, BRONX, NY 10458, in the following manner;

A Domestic/Foreign corporation, by delivering therat a true copy of each to MIKE AL-MONTES personally; deponent knew said corporation so served to be the corporation described as the named recipient and knew said individual to be the MANAGER thereof, an authorized person to accept service of process.

Deponent describes the individual served to the best of deponent's ability at the time and circumstances of service as follows:

Sex: **Male** Skin: **Brown** Hair: **Black** Age(Approx): **21** Height(Approx): **5' 8"** Weight(Approx): **170-180 lbs**  
Other: **MUSTACHE & BEARD**

I certify that the foregoing statements made by me are true, correct and my free act and deed. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.



BETHEL DEBNAM, License No. 1128147

Sworn to before me on October 2, 2007

  
RAE BAFFA  
Notary Public, State of New York  
No. 4920453  
Qualified in Suffolk County  
Commission Expires July 5, 2010

Sworn before me on October 2, 2007

ANTHONY BAFFA  
Notary Public, State of New York  
No. 4974975  
Qualified in Suffolk County  
Commission Expires November 26, 2010

**1**EVEREADY  
PROCESS SERVICE INC.  
P.O. DRAWER 1537, STONYBROOK, NEW YORK 11790